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Attorney Docket No. 1147-0142

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of: )  
U.S. Patent No. 5,750,338 )  
Mark L. Collins et al. )  
Reissue Serial No.: 09/533,906 )  
Reissue Application Filed: March 8, 2000 )  
For: TARGET AND BACKGROUND )  
CAPTURE METHODS WITH )  
AMPLIFICATION FOR AFFINITY )  
ASSAYS )

Group Art Unit: 1634

Examiner: Unassigned

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OFFICE OF INITIAL PATENT EXAMINATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**SECOND PRELIMINARY AMENDMENT**

Prior to the examination of the above application, please amend this application as follows:

**IN THE PATENT:**

Column 1, lines 4 through 18, delete the entire text and insert the following:

--This application is a Reissue of Ser. No. 238,080, filed May 3, 1994, now U.S. Patent No. 5,750,338, which is a continuation of application Ser. No. 124,826, filed Sept. 21, 1993, now abandoned, which is a continuation of application Ser. No. 946,749, filed Sept. 17, 1992, now abandoned, which is a continuation of application Ser. No. 648,468, filed Jan. 31, 1991, now abandoned, which is a continuation-in-part of application Ser. No. 644,967, filed Jan. 22, 1991,

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10/3/01*

LAW OFFICES  
FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N. W.  
WASHINGTON, DC 20005  
202-408 4000

now abandoned, which is a continuation of application Ser. No. 136,920, filed Dec. 21, 1987, now abandoned and hereby incorporated by reference, which application is a continuation-in-part of application Ser. No. 922,155, filed Oct. 23, 1986, now abandoned and hereby incorporated by reference.--

**REMARKS**

The Patent Owner has amended the specification to reflect the correct continuing information. Also submitted is a Certificate of Correction that was issued in U.S. Patent No. 5,750,338, and reflects the correct continuing information.

If there is any fee due in connection with the filing of this Preliminary Amendment, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Jean B. Fordis  
Jean B. Fordis  
Reg. No. 32,984

Dated: August 4, 2000

002720 306E560

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

REISSUE PATENT NO.: 5,750,338  
DATED: March 8, 2000  
INVENTORS: Mark L. Collins et al.

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

delete the Related U.S. Application Data [62] in its entirety and replace with:

Continuation of Ser. No. 124,826, Sept. 21, 1993, abandoned, which is a continuation of Ser. No. 946,749, Sept. 17, 1992, abandoned, which is a continuation of Ser. No. 648,468, Jan. 31, 1991, abandoned, which is a continuation-in-part of Ser. No. 644,967, Jan. 22, 1991, abandoned, which is a continuation-in-part of Ser. No. 136,920, Dec. 21, 1987, abandoned, which is a continuation-in-part of Ser. No. 922,155, Oct. 23, 1986, abandoned.--

Please delete col. 1, lines 5-19 , and replace with:

--This application is a Reissue of Ser. No. 238,080, filed May 3, 1994, now U.S. Patent No. 5,750,338, which is a continuation of application Ser. No. 124,826, filed Sept. 21, 1993; now abandoned, which is a continuation of application Ser. No. 946,749, filed Sept. 17, 1992, now abandoned, which is a continuation of application Ser. No. 648,468, filed Jan. 31, 1991, now abandoned, which is a continuation-in-part of application Ser. No. 644,967, filed Jan. 22, 1991, now abandoned, which is a continuation of application Ser. No. 136,920, filed Dec. 21, 1987, now abandoned and hereby incorporated by reference, which application is a continuation-in-part of application Ser. No. 922,155, filed Oct. 23, 1986, now abandoned and hereby incorporated by reference.--

20250906550

Mailing Address of Sender:

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
1300 I Street, N.W.  
Washington, DC 20005-3315

FORM PTO 1050 (Rev.2-93)

PATENT NO. \*\*\*\*\*

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UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

PATENT NO. : 5,750,338  
DATED : May 12, 1998  
INVENTOR(S) : Collins et al.

Page 1 of 2

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

delete the Related U.S. Application Data [62] in its entirety and replace with:

--Continuation of Ser. No. 124,826, Sept. 21, 1993, abandoned, which is a continuation of Ser. No. 946,749, Sept. 17, 1992, abandoned, which is a continuation of Ser. No. 648,468, Jan. 31, 1991, abandoned, which is a continuation-in-part of Ser. No. 644,967, Jan. 22, 1991, abandoned, which is a continuation-in-part of Ser. No. 136,920, Dec. 21, 1987, abandoned, which is a continuation-in-part of Ser. No. 922,155, Oct. 23, 1986, abandoned.--

Please delete col. 1, lines 5-19, and replace with:

--This application is a continuation of application Ser. No. 124,826, filed Sept. 21, 1993, now abandoned, which is a continuation of application Ser. No. 946,749, filed Sept. 17, 1992, now abandoned, which is a continuation of application Ser. No. 648,468, filed Jan. 31, 1991, now abandoned, which is a continuation-in-part of application Ser. No. 644,967, filed Jan. 22, 1991, now abandoned, which is a continuation of application Ser. No. 136,920, filed Dec. 21, 1987, now abandoned and hereby incorporated by reference, which application is a continuation-in-part of application Ser. No. 922,155, filed Oct. 23, 1986, now abandoned and hereby incorporated

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : 5,750,338

Page 2 of 2

DATED : May 12, 1998

INVENTOR(S) : Collins et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:  
by reference.--

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Signed and Sealed this  
Seventh Day of September, 1999

Attest:



Q. TODD DICKINSON

Attesting Officer

Acting Commissioner of Patents and Trademarks

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PATENT

Customer No. 22,852

Attorney Docket No. 1147.0142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of: )  
 U.S. Patent No. 5,750,338 )  
 Mark L. Collins et al. ) Group Art Unit: 1655  
 Reissue Serial No.: 09/533,906 ) Examiner: D. Johannsen  
 Reissue Application Filed: March 8, 2000 )  
 For: TARGET AND BACKGROUND )  
 CAPTURE METHODS WITH )  
 AMPLIFICATION FOR AFFINITY )  
 ASSAYS )

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**REISSUE LITIGATION BOX**  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

RESUBMISSION OF SECOND PRELIMINARY AMENDMENT

The Patent Owner resubmits herewith a copy of the Second Preliminary Amendment and Certificates of Correction, which were filed on August 4, 2000. Also enclosed is the postcard indicating the receipt by the Office of the Second Preliminary Amendment and Certificate of Correction on August 4, 2000.

If there are any fees due in connection with this resubmission, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Jean Burke Fordis  
 Jean Burke Fordis  
 Reg. No. 32,984

Dated: August 23, 2001

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 202-408-4000

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**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

In Re Patent of: Mark L. Collins et al.

Patent No.: 5,750,338

Group Art: 1634

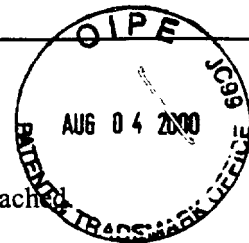
Filed: March 8, 2000

Examiner: Unassigned

For: TARGET AND BACKGROUND CAPTURE METHODS WITH  
AMPLIFICATION FOR AFFINITY ASSAYS

**Papers Filed:**

1. Request for Corrected Filing Receipt.
2. Check in the amount of \$25.00 for fee.
3. Copy of Filing Receipt corrected in ink.
4. Second Preliminary Amendment w/Certificate<sup>s</sup> of Correction attached



Dated: August 4, 2000

Case Ref: 01147.0142-000

JBF:CP(rcw)

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